

**TOWN BOARD MEETING
WEDNESDAY, AUGUST 5, 2009; 7:00 P.M.
NEW WINDSOR TOWN HALL
NEW WINDSOR, NEW YORK**

BOARD MEMBERS PRESENT: Supervisor Green, Councilwoman Mullarkey, Councilwoman Biasotti, Councilman Lundstrom

OTHER OFFICIALS PRESENT: Comptroller Finnegan, Police Chief Biasotti, Town Attorney Blythe, Highway Superintendent Fayo,

ABSENT OFFICIALS: Councilwoman Weyant

Supervisor Green called to order the Town Board meeting and presided over same.

#1 On Agenda: Minutes

Motion by Councilwoman Mullarkey, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor approve the minutes of the Public Hearings regarding Wind Energy Conversion Systems and Workforce Housing, and the minutes of the Town Board meeting, all held on July 1, 2009, as per the copies posted on the Town Clerk's bulletin board in the Town Hall, and same distributed to each of the Town Board members.

Roll Call: All Ayes

Motion Carried: 4-0

UNFINISHED BUSINESS

HIGHWAY DEPARTMENT

WATER DEPARTMENT

SANITATION DEPARTMENT

GENERAL

2 On Agenda: Motion – Authorize Supervisor To Execute Justice Court Assistance Program Grant Application

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor authorize Supervisor to execute Justice Court Assistance Program Grant Application for office and security equipment, furniture and/or courtroom renovations.

Roll Call: All Ayes

Motion Carried: 4-0

3 On Agenda: Motion – Direct Town Clerk To Publish Notice Of Thirty (30) Day Public Review & Comment Period – Adoption Of Town-Wide Pre-Disaster Mitigation Plan

Motion by Councilwoman Mullarkey, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor hereby directs the Town Clerk to publish in the official Town newspaper a notice of a thirty (30) day public review and comment period in the matter of adoption of a town wide Pre-Disaster Mitigation Plan.

Roll Call: All Ayes

Motion Carried: 4-0

4 On Agenda: Receive And File Application For Planned Unit Development – K Hovnanian For The Grove At New Windsor

Hearing no objection, the Town Board of the Town of New Windsor receive and file subdivision narrative, Short Environmental Assessment Form, Building Inspector memo, Condo Area plan, sketch subdivision layout and correspondence from Planning Board.

5 On Agenda: Motion – Grant Of Consent Approval And Referral To Planning Board – K Hovnanian PUD Application -The Grove At New Windsor

Motion by Councilwoman Mullarkey, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor adopt the following resolution:

WHEREAS, The Grove at New Windsor has submitted a subdivision application and request for flexible land use design in accordance with the Planned Unit Development regulations of the Town of New Windsor Section 300-35; and

**TOWN BOARD MEETING
WEDNESDAY, AUGUST 5, 2009; 7:00 P.M.**

WHEREAS, the Town Board has reviewed a report dated June 12, 2009; and

WHEREAS, the Town Board has also reviewed the Short Environmental Assessment Form, Condominium Area Plan and Sketch Subdivision Layout; and

WHEREAS, the Town Board has further reviewed correspondence and recommendation from the Planning Board dated July 23, 2009 supportive of the Planned Unit Development application;

BE IT NOW THEREFORE RESOLVED, that the Town Board of the Town of New Windsor grants concept approval to the application of The Grove at New Windsor and refers same to the Planning Board for production of the preliminary plan including any necessary review pursuant to the State Environmental Quality Review Act.

Roll Call: All Ayes *Motion Carried: 4-0*

6 On Agenda: Receive And File Notice Of Claim – Donald J. Suttlehan

Hearing no objection, the Town Board of the Town of New Windsor receive and file Notice of Claim in the matter of “Donald J. Suttlehan v. Town of New Windsor, et al” for post-retirement health benefits and sick time reimbursement.

7 On Agenda: Receive And File Street Opening Bond – Sloboda Brothers, Inc.

Hearing no objection, the Town Board of the Town of New Windsor receive and file with the Town Clerk a Street Opening Bond #837-009-755, submitted by Sloboda Brothers, Inc., 140 St. Elmo Road, Wallkill, New York, 12589 in the amount of \$20,000.00, effective July 7, 2009 and expiring July 7, 2010. The purpose of the Street Opening Bond is to secure a permit from the Town of New Windsor to perform street openings within the Town. Same being referred to the Town Attorney and the Town Highway Superintendent.

8 On Agenda: Motion – Amend Standard Schedule of Fees

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor hereby amends the 2009 Standard Schedule of Fees as follows and directs the Town Clerk to revise the Standard Schedule of Fees accordingly:

C. Building and Inspection Fees:

- 4) Floodplain Development Permit Application: Two Hundred Fifty (\$250.00) Dollars; plus Five Hundred (\$500.00) Dollars deposit for additional costs necessary for review, inspection and approval.

P. Water Rates and Fees:

The water rate established for all users, including residential and industrial, is \$3.79 per 100 cubic feet with minimum billing quantities as follows:

<u>METER SIZE</u>	<u>CUBIC FEET</u>
5/8	600
3/4	1200
1	2400
1 1/2	4800
2	7200
3	12000
4	16800
6	26400
8	36000

Roll Call: All Ayes *Motion Carried: 4-0*

**TOWN BOARD MEETING
WEDNESDAY, AUGUST 5, 2009; 7:00 P.M.**

9 On Agenda: Motion – Authorize Solicitor’s Permit – Corey Mc Caw

Motion by Councilwoman Mullarkey, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor authorize a Solicitor’s Permit submitted by Corey McCaw, 11 Estate Boulevard, Newburgh, New York, to sell hot dogs, soda and chips in the Town of New Windsor at 1063 Little Britain Road. Permit shall be obtained from the Town Clerk’s Office.

*Roll Call: Councilman Lundstrom: No
Councilwoman Biasotti: No
Councilwoman Mullarkey: No
Supervisor Green: No*

Motion Lost: 4-0

**# 10 On Agenda: Motion – Authorize Advertising For Public Hearing –
Proposed 2010 Sewer Assessment Roll**

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor authorize the Town Clerk to advertise pursuant to law, calling for a Public Hearing to be held on the 2nd day of September 2009 at 7:00 P.M. in the New Windsor Town Hall, 555 Union Avenue, New Windsor, New York, to hear all persons of the Town of New Windsor in all sewer districts interested in the proposed Sewer Assessment Roll for the year 2010.

Roll Call: All Ayes

Motion Carried: 4-0

**# 11 On Agenda: Receive And File – Fully Executed Inter-Municipal Agreement
With Town Of Cornwall For Information Technology Services**

Hearing no objection, the Town Board of the Town of New Windsor receive and file with the Town Clerk a Fully Executed Inter-Municipal Agreement to provide New Windsor Information Technology services to the Town of Cornwall Police Department.

12 On Agenda: Officials Reports

The following reports were received, recorded and filed with the Town Clerk:

Building Department	Month of June 2009
Building Department	Month of July 2009
Fire Prevention	Month of July 2009
Justice Court – Donald J. Suttlehan	Month of July 2009
Justice Court – Richard W. Thorpe	Month of July 2009
Police Department	Month of July 2009
Tax Receiver Water-Sewer-Garbage	Month of July 2009
Recreation Department	Month of July 2009
Town Clerk	Month of July 2009

13 On Agenda: Public Forum

Supervisor Green opened the public forum portion of the meeting by asking if any of the Board had any comments.

Bert Merolle, Highwood Drive, wants to know why the owners of the property at Windsor Crest have not been served with papers by the fire inspector yet in relation to the condition of the area by his home. He wants the area cleaned up and he wants the town to follow their code. He also said he has filed a claim with the attorney general’s office and he has had a response back from them.

Leo Braun asked what #3 on the agenda was about. Supervisor Green said it was something the town board has been talking about for the past eighteen months. It is about a \$35,000 grant that the town received to develop a plan which is needed to apply for FEMA grants. The pre-disaster mitigation plan is now in its final form and ready to be submitted.

Barney Bedetti wanted to know if the Town was aware of the code violations that the previous speaker mentioned. Supervisor Green said that the Town was aware of them and has been in touch with the homeowner’s association, the attorney general’s office and the owner. The Town is not acknowledging that there are violations there, just that there are situations which need correction at Windsor Crest.

Hearing no one else wishing to speak, Supervisor entertained a motion to close the public forum.

**TOWN BOARD MEETING
WEDNESDAY, AUGUST 5, 2009; 7:00 P.M.**

Motion by Councilwoman Mullarkey, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor close the Public Forum portion of the meeting.

Roll Call: All Ayes

Motion Carried: 4-0

#14 On Agenda: Adjourn

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor adjourn the Town Board meeting at 7:45 p.m.

Roll Call: All Ayes

Motion Carried: 4-0

Respectfully submitted,

DEBORAH GREEN
TOWN CLERK

/clc